

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
NORTHWESTERN DIVISION**

United States of America,

Plaintiff,

vs.

Fabian Ernest Poitra,

Defendant.

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ORDER

Case No. 4:06-cr-032

On July 10, 2006, the Defendant pled guilty to the crime of sexual abuse of minor. The Court ordered that a Presentence Report be prepared by the Office of Probation and Pretrial Services. The Court also desires more information to assist in determining the mental condition of the Defendant and the appropriate sentence to be imposed. Pursuant to 18 U.S.C. § 3552(c), the Defendant is ordered to submit to a psychological evaluation and report, including a sex offender evaluation and risk assessment. The evaluation will be conducted by Dr. Eaton of Eaton and Associates, at the Ward County Detention Center, Minot, North Dakota on July 24, 2006, at 9:00 a.m.

Dr. Eaton is to assess intellectual, social, emotional functioning, and any mental disorder including a determination of the existence of any sexual and gender identity disorders. The evaluation should examine the Defendant's propensity to harm himself or others, and attempt to establish the motivation and reasoning behind the sexual offenses which the Defendant was charged and convicted. The evaluation should also include a recommendation for treatment.

Upon completion of the Psychological Evaluation, a written report is to be sent to Michael McGrath, U.S. Probation/Pretrial Services Office, P.O. Box 1264, Minot, ND 58702-1264, for

inclusion into the Presentence Report ordered by the Court. A copy of the evaluation and report, along with two (2) copies for the report of counsel, should also be sent to Chief Judge Daniel L. Hovland, United States District Court, P.O. Box 670, Bismarck, ND 58502-0670. Upon receipt of the report, the Court will distribute copies to counsel.

IT IS SO ORDERED.

Dated this 12th day of July, 2006.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge
United States District Court